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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:
USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND,
LLC,

Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor.

In re:
USA SECURITIES, LLC,

Debtor.

Affects:
☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☒ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

Case Nos.:
BK-S-06-10725-LBR
BK-S-06-10726-LBR
BK-S-06-10727-LBR
BK-S-06-10728-LBR
BK-S-06-10729-LBR

JOINTLY ADMINISTERED
Chapter 11 Cases

Judge Linda B. Riegler

**NOTICE OF CONTINUED
HEARING ON MOTION TO
APPROVE SETTLEMENT WITH
PIERCY, BOWLER, TAYLOR
& KERN, PC**

Hearing Date: December 23, 2008
Hearing Time: 11:00 a.m.

NOTICE IS HEREBY GIVEN that the hearing on the Motion to Approve Settlement with Piercy, Bowler, Taylor & Kern, P.C. filed on October 20, 2008, by the USACM Liquidating Trust and USA Capital Diversified Trust Deed Fund, LLC (the "Motion") (DE #6575) has been continued to **December 23, 2008, at 11:00 a.m.** before the Honorable Linda B. Riegler, United States Bankruptcy

Judge, in the Foley Federal Building, 300 Las Vegas Boulevard South, Third Floor, Bankruptcy Courtroom No. 1, Las Vegas, Nevada 89101

NOTICE IS FURTHER GIVEN that the deadline for filing supplemental documents related to the Motion is **December 10, 2008**.

DIAMOND MCCARTHY LLP

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the law firm of DIAMOND MCCARTHY LLP, and that on the 4th day of December 2008, I served a true and correct copy of the foregoing **NOTICE OF CONTINUED HEARING ON MOTION TO APPROVE SETTLEMENT WITH PIERCY, BOWLER, TAYLOR & KERN, PC** (a) by electronic transmission to (i) all parties on the USACM Post-Effective Date Official Service List Dated October 1, 2008; (ii) Vincent O’Gara, counsel for Piercy, Bowler, Taylor & Kern, PC, at vogar@mpbf.com; and (iii) Robert W. Perrin, counsel for Deloitte & Touche LLP, at robertperrin@lw.com; and (b) by United States Mail, first class postage prepaid to all parties on the Service List attached hereto representing existing and prospective defendants to any suits brought or to be brought by the USACM Trust and/or DTDF.

/s/ Catherine A. Burrow, CLA
Catherine A. Burrow, CLA
Diamond McCarthy LLP